## REMARKS

Responsive to the Notice to File Corrected Application Papers, Applicant hereby submits corrected drawings, as attached hereto as Exhibit A. The corrected drawings have been labeled "Replacement Sheet" as required by 37 CFR § 1.121(d). The changes include those that were required by the Notice to File Corrected Application Papers mailed on September 22, 2004. Namely, the drawings are now electronically reproducible and the drawing sheets are submitted on paper that is flexible, strong, white, smooth, non-shiny and durable, as required by 37 C.F.R. 1.84(e). With these corrected drawings, no new matter has been added.

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Exhibit 2, attached hereto, is a true and correct copy of the Notice to File Corrected Application Papers received by Applicant. Exhibit 3, attached hereto, is a true and correct copy of the Notice of Abandonment received by Applicant. Applicant respectfully requests that the application be considered formal based upon acceptance of the attached drawings after revival of the application upon consideration of the corresponding Petition for Revival of the Application which was abandoned unintentionally under 37 CFR 1.137(b).

It is now believed that upon revival, this application has been placed in condition for formality and such action is respectfully requested. If additional fees are required, the

Commissioner is hereby authorized to charge such fees to Deposit Account No. 500703.

Respectfully submitted,

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Date: 6/13/05

R. Joseph Trojan Reg. No. 34,264

Trojan Law Offices

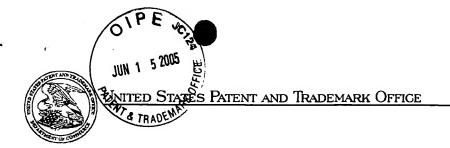
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UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspic.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/764,945

01/26/2004

David Tsai

03-10-2151

23388 TROJAN LAW OFFICES 9250 WILSHIRE BLVD SUITE 325 BEVERLY HILLS, CA 90212 CONFIRMATION NO. 8274
FORMALITIES LETTER
\*OC000000013859351\*

Date Mailed: 09/22/2004

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

## Filing Date Granted

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37\_CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 26,27.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. DOX 1450 Alexandria, Vinginia 22313-1450 www.unplu.gov

APPLICATION NUMBER FILING OR 371(C) DATE FIRST NAMED APPLICANT ATTY. DOCKET NO./TITLE 01/26/2004 David Tsai 10/764,945 03-10-2151

23388 TROJAN LAW OFFICES 9250 WILSHIRE BLVD **SUITE 325** BEVERLY HILLS, CA 90212

**CONFIRMATION NO. 8274** ABANDONMENT/TERMINATION **LETTER** \*OC000000016242918\*

Date Mailed: 06/10/2005

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 09/22/2004.

No reply was received.

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within 2 months from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item (s) identified in one of the following:

- 1. A properly itemized date-stamped postcard receipt (see MPEP § 503);
- 2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP §§ 512); or
- 3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be directed to OIPE.

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the aboveidentified Notice; (3) the petition fee set forth in 37 CFR 1.17(I); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-

identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/64.
Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (571) 272-3282.

A copy of this notice <u>MUST</u> be returned with the reply.

Z-Meguss
Office of Initial Patent Examination (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE